

Form 410

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Kirk J. Petrulli
Debtor(s)

Bankruptcy Case No.: 17-21336-CMB
Related to Doc. No. 117
Chapter: 13
Docket No.: 118 – 117
Concil. Conf.: February 18, 2021 at 09:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **December 31, 2020**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit* or *Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **January 21, 2021**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

On **February 18, 2021** at **09:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at remotely by the Trustee via Zoom, how to participate: goto www.ch13pitt.com, meetings@chapter13trusteedpa.com.

If the Parties cannot resolve all disputes at the Conciliation Conference, a hearing will be scheduled and orally announced at the conclusion of the Conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the Conciliation conference to the extent such parties desire more information regarding the outcome of the Conciliation Conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: November 16, 2020

cm: All Creditors and Parties In Interest

Carlota M. Bohm
United States Bankruptcy Judge

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnecour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

In re:
Kirk J. Petrulli
Debtor(s)

Case No. 17-21336-CMB
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2
Date Rcvd: Nov 16, 2020

User: dric
Form ID: 410

Page 1 of 2
Total Noticed: 25

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 18, 2020:

Recip ID	Recipient Name and Address
db	+ Kirk J. Petrulli, P.O. Box 43, Coulters, PA 15028-0043
14394820	+ Allegheny County Family Division, 621 City County Bldg, 414 Grant Street, Pittsburgh, PA 15219-2409
14688192	+ FEDERAL NATIONAL MORTGAGE ASSOCIATION, SETERUS, INC., P.O. BOX 1047, HARTFORD, CT 06143-1047
14394824	Francis S. Hallinan, Esquire, 1617 JFK Blvd., Ste 1400, One Penn Center Plaza, Philadelphia, PA 19103
14394827	+ Med Express, 5126 Rt. 30, Greensburg, PA 15601-7835
14394829	Mortgage Svc Center, 2001 Leadenhall Rd., Mount Laurel, NJ 08054
14394831	NCO Financial/55, PO Box 13570, Philadelphia, PA 19101
14394832	+ PHH Mortgage Corporation, 4001 Leadenhall Road, Mount Laurel, NJ 08054-4611
14394833	+ RUI Credit Services, 225 Broad Hollow Rd., Melville, NY 11747-4809
14850282	Rushmore Loan Management Services LLC, P.O. Box 514707, Los Angeles, CA 90051-4
14394834	Sam Petrulli, 405 Tourman Street, Coulters, PA 15028
14394835	+ U.S. Attorneys Office, Western District of PA, 4000 U.S. Post Office & Courthouse, 700 Grant Street, Pittsburgh, PA 15219-1906
14394839	+ Westmoreland Waste Management, 1500 Hayden Blvd., Elizabeth, PA 15037-1666

TOTAL: 13

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
14394821	+ Email/Text: g20956@att.com	Nov 17 2020 03:58:00	AT&T Mobility, PO Box 6416, Carol Stream, IL 60197-6416
14394822	Email/Text: documentfiling@lciinc.com	Nov 17 2020 03:56:00	Comcast, PO Box 3002, Southeastern, PA 19398-3002
14394823	+ Email/Text: kbarkley@bernsteinlaw.com	Nov 17 2020 03:58:00	Duquesne Light Company, 411 Seventh Avenue, Pittsburgh, PA 15219-1942
14394825	+ Email/PDF: gecsed@recoverycorp.com	Nov 17 2020 03:45:56	GE/JCPenney, PO BOX 965007, Orlando, FL 32896-5007
14394826	Email/Text: sbse.cio.bnc@mail@irs.gov	Nov 17 2020 03:56:00	IRS, PO Box 7346, Philadelphia, PA 19101-7346
14394828	+ Email/Text: bankruptcydpt@mcmcg.com	Nov 17 2020 03:57:00	Midland Funding, 8875 Aero Dr. Ste. 200, San Diego, CA 92123-2255
14394830	+ Email/Text: egssupportservices@alorica.com	Nov 17 2020 03:58:00	NCO Credit Services/51, 507 Prudential Road, Horsham, PA 19044-2308
14395723	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Nov 17 2020 09:16:47	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
14394836	+ Email/Text: BankruptcyNotice@upmc.edu	Nov 17 2020 03:58:00	UPMC Physician Services, 1650 Metropolitan Street, Third Floor - Customer Service, Pittsburgh, PA 15233-2212
14394837	+ Email/Text: wfmelectronicbankruptcynotifications@verizonwireless.com	Nov 17 2020 03:56:00	Verizon Pennsylvania, 500 Technology Drive, Weldon Spring, MO 63304-2225
14394838	+ Email/Text: wfmelectronicbankruptcynotifications@verizonwireless.com	Nov 17 2020 03:56:00	Verizon Wireless, PO Box 25505, Lehigh Valley, PA 18002-5505
14679400	+ Email/Text: bankruptcy@firstenergycorp.com		

District/off: 0315-2

User: dric

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Date Rcvd: Nov 16, 2020

Form ID: 410

Total Noticed: 25

Nov 17 2020 03:58:00

West Penn Power, 5001 NASA Blvd, Fairmont
WV 26554-8248

TOTAL: 12

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Federal National Mortgage Association
cr		Wilmington Savings Fund Society, FSB, d/b/a Christ
cr	*+	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTAL: 2 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 18, 2020

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 16, 2020 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor Wilmington Savings Fund Society FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage Acquisition Trust bnicholas@kmlawgroup.com
Brian Nicholas	on behalf of Creditor Federal National Mortgage Association bnicholas@kmlawgroup.com
Brian C. Thompson	on behalf of Debtor Kirk J. Petrulli bthompson@ThompsonAttorney.com blemon@thompsonattorney.com;mgillespie@thompsonattorney.com;bthompson@ecf.courtdrive.com;jgorze@thompsonattorney.com;jcastello@thompsonattorney.com;kelko@thompsonattorney.com
James A. Prostko	on behalf of Creditor Federal National Mortgage Association pawb@fedphe.com
Jerome B. Blank	on behalf of Creditor Federal National Mortgage Association pawb@fedphe.com
Mario J. Hanyon	on behalf of Creditor Federal National Mortgage Association mario.hanyon@brockandscott.com wbecf@brockandscott.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com

TOTAL: 8